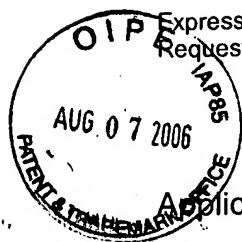


08-08-06

Zru
RCE

Express Mail Label No.: EV 901362195 US
Request for Continued Examination of 10/664,255

Atty. Docket. No. 350936-0003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Milton G. Smith

Title: Method To Reduce Free Radical-Mediated Tissue Damage Induced By Caustic Gas Exposure Using An Antioxidant Composition

Appl. No.: 10/664,255

Appl. Filing Date: September 17, 2003

Examiner: Gollamudi S. Kishore

Art Unit: 1615

Confirmation Number: 3702

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 901362195 US (Express Mail Label Number)	August 7, 2006 (Date of Deposit)
Devora L. Gavel (Printed Name)	
 (Signature)	

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

08/09/2006 HGUTER1 00000022 10664255
02 FC:2253

510.00 OP

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

☒ Please enter and consider the amendment and/or reply previously filed on February 6, 2006.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ___ but not considered.

☐ Please consider the arguments in the Appeal Brief or Reply previously filed on ___.

☐ Other ___.

b. Enclosed are:

☐ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☒ Other Petition for Three-Month Petition of Time.

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months.

The filing fee is calculated below:

	Claims as Amended	Previousl y Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee				\$790.00	= \$790.00
1.17(e):					

Total Claims:	26	-	26	= 0	x	\$50.00	=	\$0.00
Independents	4	-	4	= 0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:							+	\$360.00 = \$0.00
CLAIMS FEE TOTAL:							=	\$790.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$450.00		\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00		\$1,020.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,590.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,160.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$1,020.00
EXTENSION FEE ALREADY PAID: -				\$0.00
EXTENSION FEE TOTAL				\$1,020.00
RCE And Extension Fee Total:				\$1,810.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$905.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$905.00

A credit card payment form in the amount of \$905.00 to cover the filing fee and Petition for Three-Month Extension of time is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-3431, **Reference No.: 350936-0003**. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-3431, **Reference No.: 350936-0003**.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: August 7, 2006

By



FOLEY & LARDNER LLP
Customer Number: 48329
Telephone: (617) 342-4080
Facsimile: (617) 342-4001

Michel Morency
Attorney for Applicant
Registration No. 50,183